



ACTS and LAWS,

Made and passed in and by the General Court or Assembly of the State of Connecticut, in America, holden at New-Haven, (in said State) on the second Thursday of October, A. D. 1800.

An Act directing the mode of appointing Electors of President and Vice-President of the United States.

BE it enacted by the Governor and Council and House of Representatives, in General Court assembled, That from and after the twentieth Day of October 1800, the Electors of President and Vice-President of the United States, shall be appointed in this State by the General Assembly thereof, by ballot of the respective Houses.

Mode of appointment.

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State Debts. Weights and Measures.

An Act to secure a priority of satisfaction for Debts due to this State.

PAR. I. **B**E it enacted by the Governor, and Council and House of Representatives in General Court assembled, That whenever the estate of any insolvent Debtor shall be in the hands of Assignees, either in pursuance of an insolvent Act, or by voluntary assignment, it shall be the duty of such Assignees to Pay all Debts due to this State, from such Debtor, out of the avails of such Estate in full, before any average or distribution is made among the other Creditors.

Priority to the State.

2. Be it further enacted, That if the principal in any Bond or Contract given to this State or the Treasurer thereof for the use of this State, shall be insolvent or being deceased shall not have left Estate sufficient to pay all his debts, and any Surety or Sureties on such Bond or Contract shall pay the Money due to this State thereon; such Surety or Sureties shall have the like priority as to payment of the Debt out of the Estate of his Principal as is secured to this State.

To sureties.

An Act prescribing and regulating Weights and Measures.

PAR. I. **B**E it enacted by the Governor and Council and House of Representatives, in General Court assembled, That the Brass Measures, the property of this State, kept at the Treasury, that is to say, a Half-Bushel Measure containing one thousand and ninety-nine cubic inches, very near, a Peck Measure, and a Half-Peck Measure when reduced to a just proportion, be the standard of the Corn Measures in this State, which are called by those names respectively—that the Brass Vessels ordered to be provided by this Assembly, one of the capacity of two hundred and twenty-four cubic inches, and the other of the capacity of two hundred and eighty-two cubic inches, shall be, when procured, the first of them the standard of a Wine Gallon, and the other, the standard of an Ale or Beer Gallon, in this State—that the Iron or Brass Rod or Plate, ordered by this Assembly to be provided, of one Yard in length, to be divided into three equal parts for Feet in length, and one of those parts to be sub-divided into twelve equal parts for Inches, shall be the standard of those measures respectively—and that the Brass Weights, the property of this State, kept at the Treasury, of one, two, four, seven, fourteen, twenty-eight, and fifty-six pounds, shall be the standard of Averdupois Weight in this State.

Standard of corn measures,

Of liquid measures,

Of length,

Of weights.

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2. *Be it further enacted*, That the Treasurer of this State, for the time being shall have the custody and safe-keeping of all the aforesaid Weights and Measures, and it shall be his duty personally, or by some meet person or persons by him appointed, to try all such Weights and Measures as shall, pursuant to the provisions of this act, be presented to him to be tried, by the proper standard, and to seal such as are found true, with the capital letters S C.

Treasurer to keep weights and measures.

3. *Be it further enacted*, That the Treasurer of each County shall, on or before the first day of January next, provide, and constantly keep and preserve in good order, Weights and Measures correspondent to all the aforesaid standards, and of like materials and shall, within the time aforesaid, cause them to be tried and sealed by those standards, and in default thereof shall, on conviction before the County Court of the same County, pay a fine of seventeen Dollars to the Treasury of such County, to be recovered at the suit of the State's Attorney for such County, and the County Treasurer, for the time being, after such conviction shall incur a like penalty every term of three months he shall neglect his duty herein prescribed, to be recovered as aforesaid, for the use aforesaid. *Always provided*, That the State standards aforesaid, may be used and improved, as heretofore, as standards of Weights and Measures for the County of Hartford.

County Treasurers to keep weights and measures,

4. *Be it further enacted*, That the Treasurer of each County, for the time being, shall have the custody and safe-keeping of the Weights and Measures belonging to the County, and it shall be his duty either personally, or by some meet person or persons by him deputed, to try all such weights and measures as shall, pursuant to the provisions of this Act, be presented to him to be tried by the County standard, and to seal such as are found true, with the capital letters C and that which begins the name of the County.

and try weights and measures.

5. *Be it further enacted*, That the Selectmen of each Town shall, on or before the first day of March next, at the cost and charge of the Town, provide Weights and Measures of the various kinds aforesaid, of good and sufficient materials, which, for the standards of Liquid Measure, shall be Copper, Brass or Pewter, as standards for such Town, and cause the same to be tried and sealed by the County standards : Also the following Vessels for Corn Measure of the forms and dimensions herein described, to wit, a two Quart Measure, the bottom of which, on the inside is four Inches wide on two opposite sides, and four Inches and an half on the two other sides, and its height from thence seven Inches and sixty-three hundredths of

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an Inch; a Quart Measure, the capacity of which, is three Inches square from bottom to top throughout, and its height seven Inches, and sixty-three hundredths of an Inch, and a Pint Measure, the capacity of which from bottom to top is three Inches square throughout, and its height three Inches, and eighty-two hundredths of an Inch, and in default thereof, such Selectmen shall, on conviction before an Assistant or Justice of the Peace forfeit and pay a fine of seven Dollars, the one half to him or them who shall prosecute to effect, and the other half to the Town Treasury, and all Informing Officers are required to enquire after and due presentment make of all breaches of this Act, and after such conviction, the Selectmen for the time being, shall incur a like penalty, for every term of two months they shall neglect their duty herein prescribed, or shall at any future time fail to preserve such Weights and Measures true and in good order for the use of the Town to be recovered as aforesaid for the use aforesaid.

Duty of sealers of weights and measures.

6. *Be it further enacted*, That the Sealers of Weights and Measures in each Town, shall have the custody and safe-keeping of the Weights and Measures belonging to the Town respectively, and it shall be their duty, once in every year to try the several Weights, Steelyards and Measures that are used and improved by any person or persons in such Town by the Town standards, to deface or destroy all such as cannot be brought equal with the standard, and to seal with the capital letter initial in the name of the Town, all such as are found or made true, and such Sealer shall sometime in the month of April yearly, give notice in writing to the inhabitants of the town, posted on the Signpost and other public places in the Town, to bring their Steelyards, Weights and Measures, at time and place therein fixed, to be tried and sealed. And if any person or persons shall, after the first day of May next, for the purpose of buying or selling, use any Weight or Measure until the same shall have been sealed in the manner aforesaid, each person so offending shall for every such offence forfeit the sum of two Dollars, one half for the benefit of the Town in which such offence shall be committed and the other half for the benefit of the Sealer of Weights and Measures for said Town whose duty it shall be to prosecute the same to effect.

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7. *Be it further enacted*, That every Sealer who shall neglect his duty required in this Act, shall forfeit the sum of five Dollars for every such neglect to the Town Treasury.

Repeal.

8. *Be it further enacted*, That the Statute entitled "An Act for due regulation of Weights and Measures" be and the same is hereby repealed.

An Act to encourage the raising of Sheep.

PAR. I. **B**E it enacted by the Governor and Council and House of Representatives, in General Court assembled, That all Owners of any Sheep in this State after the first Day of January 1801, may annually insert, and certify in their several Lists of Polls and ratable Estate given in to the Listers of the respective Towns to which they belong, an Account of the number of Sheep ten Months old and upwards, which they severally owned at the Time of shearing, from which a Coat or Fleece of Wool was shorn or taken, in the Season next preceding the giving in such List, while their Property.—And thereupon the said Listers in making up the Lists of Estate as aforesaid, shall credit, and deduct from the sum total of the List of such Owner of Sheep, to the amount, and at the rate of *Seventy-five Cents* for each such Sheep shorn as aforesaid.—And the said Listers shall also annually transmit to the General Assembly, in their return of such List of their respective Towns, the whole number of Sheep in each Town inserted in the Lists as aforesaid.

2. *Be it further enacted and provided,* That if such Listers, by inspecting the Lists of ratable Estate, as the law directs, shall find that any Person or Persons have inserted in their said List, any greater number of Sheep, than were actually owned and shorn as aforesaid, it shall be the duty of such Listers to add to the List of such Person or Persons the whole sums which by virtue of this Act they had deducted.

3. *Be it further enacted,* That this Act shall continue in force six Years from and after the first Day of January 1801 and no longer.

An Act in addition to an Act, entitled, “An Act concerning Turnpike Roads.”

BE it enacted by the Governor and Council and House of Representatives in General Court assembled, That whenever there shall or may be occasion to make any Drain, or to clear any Watercourse, or Place or Places where any Water may drain off from any Turnpike Road, to make the same dry and better to pass in; the Turnpike Companies who now are or hereafter shall be incorporated, or the Directors thereof, with such Persons as they shall employ attending them, may and they hereby are authorized and empowered to make such Drains,

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and to clear such Watercourses and Places where Water may drain off from such Turnpike Road, into or through any Person's Land or Possessions, so far as may be necessary sufficiently to drain the Water off from such Turnpike Road.

An Act in addition to, and alteration of an Act, entitled, "An Act for appointing Sheriffs, and for empowering and regulating them in the execution of their Office.

BE it enacted by the Governor and Council and House of Representatives, in General Court assembled, That the Sheriffs of New-London and Windham Counties have liberty and liberty is hereby granted to said Sheriffs to constitute and empower seven Deputies to act under each of them; any Law to the contrary notwithstanding.

Number of deputy Sheriffs.

An Act in addition to, and alteration of an Act, entitled, "an Act for regulating Ferries."

BE it enacted by the Governor and Council and House of Representatives in General Court assembled, That the Fares of the several Ferries hereafter mentioned shall be as follows, any Law, Usage or Custom to the contrary notwithstanding, viz.

Fare

	Man Horse and Load.		Footman.		Led Horse.		Ox or other Neat kind.		Sheep Swine or Goats.	
	Cts.	Mls.	Cts.	Mls.	Cts.	Mls.	Cts.	Mls.	Cts.	Mls.
Cullick Ely's Ferry.	12	5	4	2	10		12	5	1	4
Brockway's do.	8		3		5		8		1	
Warner's do.	8		3		5		8		1	
Chapman's do.	6		2		4		6		1	
East-Haddam do.	8		3		5		8		1	
Middletown do.	6		3		5		6		1	

And the Fare for every Two Wheel Carriage, with one Man and Draft Horse, shall be double; and for every Four Wheel Carriage, one Man and Draft Horse, treble the Fare for a Man, Horse, and Load, as above stated; and for every additional Person, or Horse, or other Beast, the same as above stated.

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New-London Work-House. Borough of Bridgeport. 535

An Act to enable the Town of New-London to establish a Work-House, and to ordain By-Laws for the government thereof.

BE it enacted by the Governor and Council and House of Representatives, in General Court assembled, That the Town of New-London be, and they are hereby authorized to establish a Work-House in said Town, and to ordain such By-Laws as they may judge necessary relative to the Persons to be committed to such Work-House—to the manner of their being committed and confined therein, and to the well ordering and governing said House and keeping the Persons confined therein to labour. *Provided*, That any By-Law made by virtue of this Act, may be repealed by the Superior Court if, on a hearing, adjudged unreasonable or unjust.

New-London empowered to establish a Work-House.

An Act for incorporating part of the Town of Stratford.

PAR. I. **B**E it enacted by the Governor and Council and House of Representatives, in General Court assembled, That all the Freemen of this State Inhabitants of the Town of Stratford, in Fairfield County, dwelling and inhabiting within the following bounds, viz. Beginning at the Sea at the south end of the Line dividing the Towns of Stratford and Fairfield, and thence running northwardly on said Line to the south end of the Line-Road, so called; between the aforesaid Towns of Stratford and Fairfield; thence east to the east side of said Line-Road; thence northwardly on the east side of said Line-Road to the south-west end of Golden-Hill-Road, so called; thence on the south-east side of said Golden-Hill-Road to Newtown-Road, so called; thence east across said Newtown-Road to the west side of Indian Lot, so called; thence northwardly on the east side of said Newtown-Road to the northwest corner of said Indian Lot; thence eastwardly on the north Line of said Indian Lot to the west side of Newfield Harbour; thence southwardly to an Island or dry Knoll in said Newfield Harbour, opposite said Indian Lot; thence southwardly to the middle of Newfield or Lottery Bridge, so called; thence southwardly to the easternmost end of Welles-Tongue, so called, at low water mark; thence south-westwardly, on the edge of the Beach at low water mark to the first-mentioned Bounds on south end of the Line dividing said Towns of Stratford and Fairfield, be and the same are hereby

Limits of the Borough of Bridgeport,

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Incorporated.

ordained, constituted and declared to be, from time to time, forever hereafter, one body corporate and politic, in fact and in name, by the name of the Warden, Burgesſes and Freemen of the Borough of Bridgeport, and that by that name they and their Succeſſors forever ſhall and may have perpetual ſucceſſion, and ſhall be Perſons in Law capable of ſuing and being ſued, pleading and being impleaded in all ſuits of what nature ſoever; and alſo to purchaſe, hold and convey any Eſtate, real or perſonal, and may have a common Seal and may change and alter the ſame at pleaſure, and ſhall be Freemen of ſaid Borough.

Annual meeting.

2. And for the better government of ſaid Borough, *Be it further enacted*, That there ſhall be a meeting of ſaid Borough holden annually in November, at ſuch Time and Place as by the By-Laws of ſaid Borough ſhall be directed for the purpoſe of chooſing all the Officers of ſaid Borough; and that the Officers choſen at ſuch meeting ſhall continue in office until the expiration of the Month of November, then next, unleſs others ſhall be ſooner choſen and qualified in their ſtead.

Mode of electing Officers.

3. And that the ſaid Borough in legal meeting aſſembled, ſhall annually chooſe a Warden, ſix Burgeſſes, a Clerk, Treafurer and Bailiff, all which Officers ſhall be choſen by ballot, and on each Ballot which ſhall be given in ſhall be written the name of the Perſon for whom the ſame is given; and ſuch Ballot ſhall by the Perſon giving the ſame, in the preſence of the Warden and Burgeſſes, or ſuch of them as are preſent at ſuch meeting, be put into a proper Box for that purpoſe by ſaid Borough to be provided: And when the Freemen preſent at any ſuch meeting ſhall have had a reaſonable time to give in their Ballots, the Warden, or in his abſence the ſenior Burgeſſes preſent, in the preſence of the meeting, ſhall open the Box, ſort and count the Ballots, and the Perſon who ſhall have the majority of the Ballots given in ſhall by the Bailiff, or in his abſence by the junior Burgeſſes preſent, be declared to be elected; and no Ballot ſhall be received after the Box ſhall have been opened.

Power of admitting free-men,

4. And ſaid Borough, in legal meeting aſſembled, ſhall have power (the Warden and a majority of the Burgeſſes concurring) to admit to the freedom of ſaid Borough, all ſuch Freemen of this State Inhabitants of either of the Towns of Stratford or Fairfield without the limits of ſaid Borough as hold real Eſtate, or are doing regular buſineſs in ſaid Borough, which Perſons ſo admitted ſhall be entitled to all the privileges of Freemen of ſaid Borough.

And levying taxes.

5. And ſaid Borough, in legal meeting aſſembled, ſhall have power to levy Taxes on the Polls and ratable Eſtate within the

limits of said Borough, for such purposes as said Borough shall think proper, and to choose a Collector or Collectors to collect such Taxes, who shall, having received a Warrant for that purpose, signed by the Warden, have the same powers as Collectors of Town Taxes by Law have; and shall be accountable to the Warden and Burgeesses in the same manner as Collectors of Town Taxes are by Law accountable to the Selectmen. And in case any Collector shall not perform the trust committed to him, but shall fail of collecting such Tax according to the terms of the Warrant committed to him on complaint thereof made by the Burgeesses to the Warden, he shall issue his Warrant under his Hand, directed to the Bailiff, to distrain the Sums or Rates neglected by such Collector, to be collected or paid out of the Estate of the Collector.

Mode of collecting taxes.

6. *And be it further enacted* That the Bailiff shall, within the limits of said Borough and on the Waters of said Harbour, of Newfield whether within said limits or not have the same powers, authorities and privileges, and be liable to the same suits or penalties for neglect of duty in any case whatever, to all intents and purposes as Constables by law now have and are in their respective Towns; and shall execute all lawful Precepts to him directed, whether issued by virtue of the By-Laws of said Borough or by the Laws of the State within his said described limits.

Powers of the bailiff.

And that the Treasurer shall have the same powers and privileges as Town Treasurers now by law have, and shall be accountable to said Borough.

Of the treasurer.

7. *And be it further enacted*, That the Warden and Burgeesses be and they are hereby empowered to lay out new Highways, Streets and Public Walks for the use of said Borough, and to alter those already laid out in said Borough, and to exchange Highways for Highways, or to sell Highways for the purpose of purchasing other Highways, taking in all respects the same measures as are directed by the Laws of the State to be taken in case of Highways laid out by the Selectmen for the use of their Towns; and the Party aggrieved by the laying out of such Streets or Highways may have the same remedy by application to the County Courts as is by law provided in case of Highways laid out by Selectmen.—And whenever such Highways so laid out by said Warden and Burgeesses may become unnecessary for public use, they may be discontinued by said Warden and Burgeesses.

Power of laying out highways, &c.

8. *Be it further enacted*, That said Warden and Burgeesses

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Powers in case of sickness. shall within the limits of said Borough have, use, possess and enjoy all the powers and privileges granted to the Selectmen, and an Assistant or Justice of the Peace in the several Towns, by the seventh and eighth Paragraphs of an Act of the Legislature, entitled, an Act providing in case of Sickness.

Sign post to be erected. 9. *Be it further enacted*, That it shall be the duty of the Warden and Burgesses, at the expence of said Borough, in some proper place in said Borough, to erect and keep in sufficient repair a Sign Post, which shall be a lawful Sign Post according to an Act of the Legislature entitled, An Act for erecting and continuing a Sign Post in each Town in this State.

Power to make by-laws. 10. *Be it further enacted*, That the Warden and Burgesses or a majority of them shall have power to make By-Laws relative to Markets and Commerce within the limits of said Borough ; relative to Streets and Highways of said Borough ; relative to Nuisances within said Borough limits ; relative to Wharves, Channels, anchoring and mooring of Vessels ; relative to Trees planted for shade, ornament, convenience, use, public or private ; relative to the fruit of such Trees ; relative to Trespasses committed in Gardens ; relative to Walks and Buildings, public and private ; relative to sweeping of Chimneys and preserving said Borough from injury by fire ; relative to the forms of Oaths to be taken by the Treasurer ; relative to warning Meetings of said Borough, and of said Warden and Burgesses, and the times and places, when and where they shall be holden ; relative to the mode of Taxation, as to Taxes to be levied in said Borough ; relative to the Penalties to be incurred by those who being chosen to any Office shall (not being excused by said Borough) refuse to serve ; relative to a Watch ; relative to the burial of the Dead ; relative to public Lights and Lamps ; relative to restraining Horses, Cattle, Sheep, Swine and Geese from going at large within the limits of said Borough, and to inflict Penalties for the breach of such By-Laws. *Provided however*, that such penalties shall in no case exceed the sum of *Fifteen Dollars* for one offence. And said penalties shall be payable to the Treasurer or to such other Persons as the By-Laws shall direct, and be recoverable by the Person to whom forfeited by action of Debt to be brought before any Assistant or Justice of the Peace, resident in said Borough or said Town of Stratford. *Provided however*, That no By-Law of said Borough shall be repugnant to the laws of this State. *And provided also*, That all the By-Laws made by said Warden and Burgesses shall be approved by said Borough in legal meeting

Penalties, how recoverable.

Proviso.

asssembled, and after being so approved shall be published at least three weeks successively in some public News-paper published in said Borough, or if no News-paper be published therein, then in a News-paper published nearest to said Borough before the same shall be of any validity. And all the By-Laws of said Borough shall at any time within Eight Months after they are made and published as aforesaid, be liable to be repealed by the Superior Court, holden in said County of Fairfield, if by said Superior Court on hearing adjudged to be unreasonable and unjust.

By-laws to be approved and published.

May be repealed.

11. And all grants or leases of real Estate belonging to said Borough, signed by the Warden of said Borough, and sealed with the Borough Seal and approved by said Borough in legal meeting asssembled, shall be good and effectual in law to convey the Estate intended to be conveyed by such grant or lease. *Provided*, the same is recorded in the Records of the Town where the lands granted or leased lie. And that said Borough shall have Power to appoint inspectors of every kind of produce of the United States brought to said Borough for sale or exportation. And the votes or choice of the major part of the Free-men present at any legal meeting, shall be considered in all cases as the vote or choice of said Borough.

Power of conveying estate,

and appointing inspectors.

12. And said Borough shall have Power in legal meeting asssembled, to choose Haywards and all other Officers not enumerated in this Act, which shall be necessary to carry the By-Laws of said Borough into execution.

Of appointing officers.

13. *And be it further enacted*, That said Borough shall have, use and enjoy all the powers and privileges granted to the inhabitants of the Village of Newfield, on the Petition of John S. Cannon, Wm. Peet and others, by a Resolve of the General Assembly, at their Session holden at Hartford on the second Thursday of May A. D. 1798, enabling the petitioners and others inhabitants of said Newfield to constitute and regulate a Fire Company, and that on default of enlistment of a sufficient number of Firemen to constitute said Fire Company in any year, said Warden and Burgessees shall have power to nominate and appoint a number of Firemen sufficient to supply such deficiency according to said Resolve.

Of constituting a fire company.

14. *And be it further enacted*, That the Warden, Burgessees, Bailiff and Clerk of said Borough, and Inspectors of produce of the United States brought to said Borough for sale or exportation, shall be sworn to a faithful discharge of their duty. And

Warden, &c. to be sworn.

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the form of the oath to be taken by the Warden and Burgeses, shall be as follows, viz.

Forms of oaths for the warden, &c. "YOU A. B. being elected Warden (or Burgeses as the case may be) of the Borough of Bridgeport, do Swear that you will faithfully and uprightly discharge the duties of that Office, so long as you shall hold the same. So help you God."

And that the form of the Oath to be taken by the Clerk, shall be as follows, viz

Clerk. "YOU A. B. being chosen Clerk of the Borough of Bridgeport, do Swear that you will truly and faithfully attend and execute the Office of Clerk, according to your best skill, and make true Entries and Records of all the votes and proceedings of said Borough, and such other matters as by law or by the By-Laws of said Borough, are to be recorded in your Office, and that you will deliver true copies of the Records in your hands when they shall be required of you, taking your lawful fees. So help you God."

Bailiff. And that the form of the Oath to be taken by the Bailiff, shall be the same *mutatis mutandis* as is prescribed by law to be taken by Constables.

Inspectors, &c. And that the form of the Oath to be taken by Inspectors of produce of the United States, brought to said Borough for sale or exportation, Haywards and other subordinate Officers, shall be the same as is by law prescribed for Surveyors of highways, Leather Sealers, &c. *mutatis mutandis*.

By whom administered, and recorded. Which Oaths may be administered by any Assistant or Justice of the Peace for the County of Fairfield. And in the absence of any such Assistant or Justice of the Peace in any of the meetings at which said Warden, Burgeses, &c. may be chosen, such Oaths may be administered by the Clerk. And the Clerk shall make a true Record of the administering of such Oaths, and by whom, before the person to whom the same has been administered, before he shall be able to execute the Office to which he was chosen.

Vacancies how supplied. 15. And be it further enacted, That whenever the Warden or any other Officer of said Borough, shall resign or be removed by death or otherwise, another shall be chosen in his place until the expiration of the month of December then next, unless another shall be sooner chosen and sworn in his stead. And

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that the Warden of said Borough, or in his absence the senior Burgesses present at any meeting of said Borough, or of said Warden and Burgesses shall ex-officio be Moderator thereof, and the meeting of said Borough may from time to time be adjourned, by a major vote of the Freemen present. And that said Borough may at any time hold special Borough meetings, whenever in the opinion of the Warden and Burgesses or a majority of them, the circumstances of the Borough require it. ^{Special meetings.}

16. And be it further enacted, That the first meeting of said Borough, shall be holden at the Brick School-House in said Borough on the second Wednesday of November next at one o'clock in the afternoon for the choice of a Warden, Burgesses, Clerk, Treasurer and Bailiff, and to transact such other business as may be necessary; which may be from time to time adjourned, and a Copy of this Paragraph of this Act, certified under the Hand of the Secretary of this State and published on the east side of Salmon Hubbell's Store in said Newfield, at least three days before said second Wednesday of November, shall be legal warning of the Freemen of said Borough to attend said first meeting, and the Officers chosen at said meeting shall continue in Office until the expiration of November A. D. 1801, unless others are sooner chosen and qualified in their stead, and that said Borough shall at such meetings, first choose a Clerk of said Borough, who shall be immediately sworn and shall forthwith make a Record of his being chosen and sworn, and the Record thus by him made in such case, shall be good and effectual in Law, and such Records may be made by Clerks thereafter and shall be good, any thing in this Act notwithstanding, and said Borough shall thereupon proceed to choose a Warden and the other Officers of said Borough mentioned in this paragraph of this Act, and that Abijah Sterling, Esquire, Justice of the Peace for Fairfield County, shall have as to the first election of the Warden, Burgesses, Clerk, Treasurer and Bailiff of said Borough the same powers and proceed in the same manner as the Warden, Burgesses and Bailiff of said Borough are by this Act to have and proceed in at the future elections of said Borough, and shall be Moderator of said meeting till a Warden be chosen and qualified according to this Act; and said Borough shall, at said first meeting, appoint a time and place for holding the first meeting of said Warden and Burgesses, which meeting shall have power to adjourn from time to time. ^{First meeting to choose warden, &c.} Always provided, that any thing in this Act notwithstanding, the Inhabitants living within the limits of said Borough, shall to all intents ^{Borough to remain a part of Stratford.}

and purposes, be and remain a part of the Town of Stratford, entitled to all its Privileges and subject to all its Burdens as if this Act had not been passed. *Provided nevertheless*, That if this Act or any provisions therein contained, shall be found inconvenient, or in any respect inadequate, the same may be repealed, altered or revoked by the General Assembly.

Expenses how
defrayed.

17. *Be it further enacted*, That all charges and expences that shall have been and may be incurred in consequence of this Act of Incorporation, shall be born and defrayed by said Borough, by Taxes on the Polls and ratable Estate of said Borough.

An Act for incorporating a Company to clear the
Channel of Connecticut River.

The corpora-
tion constitu-
ted.

PAR. I. *BE it enacted by the Governor and Council and House of Representatives, in General Court assembled*, That John Caldwell and John Morgan and all such Persons as are or from time to time may be associated with them, for the purpose of removing the obstructions to the navigation in Connecticut River from Hartford to the Sound, and their Successors be, and they hereby are incorporated for said purpose, and made a body politic by the name of UNION COMPANY, and by that name shall be, and are hereby made capable in law, to have, purchase, receive, possess and enjoy, to them and their Successors, real and personal Estate, of every kind, to an amount not exceeding *One Hundred and Twenty Thousand Dollars* at any one time, and the same or any part thereof may sell, grant and alien—may sue and be sued, plead and be impleaded, defend and be defended, in all Courts whatever—may have and use a common Seal—may ordain and put in execution such By-Laws and Regulations as shall be deemed necessary and convenient for the well ordering and governing said Corporation, and to do and execute all acts and things to them appertaining, subject to the rules, restrictions and provisions herein after provided.

Their capital
stock.

2. The Capital Stock of said Company shall consist of a sum not less than *Eighty Thousand Dollars* to be divided into Sixteen Hundred Shares of *Fifty Dollars* each, which shall be transferrable as the Directors shall appoint: *Provided never-*

thelefs, That if said sum shall not be found sufficient, the Company shall have power to assess a further sum, not exceeding *Fifty Dollars* on each Share ; and the amount of such Share shall be payable at such times and by such instalments as the said Company shall direct.

3. That for the well ordering the affairs of said Corporation there shall be three Directors, a Treasurer and Clerk chosen by ballot, on the first Monday of May annually, after the first election, by the greatest number of Votes given by the Stockholders at a general meeting ; and those who shall be duly chosen at any election shall be capable of serving as Directors until the expiration of the first Monday of May next ensuing such election, and the Directors at their first meeting after such election shall choose one of their number for a President. Directors, &c.
how chosen.

4. The President shall have power at any time to call a special meeting of the Stockholders, giving ten days notice thereof in a Newspaper printed in Hartford, and like notice shall be given of a general meeting ; and all questions shall be determined by a majority of Votes of the Stockholders present, or represented by Attorney allowing one Vote for each Share. Meetings of
Stockholders.

5. That for the purpose of widening the Channel of said River and cleansing the same, and to operate on the Current of said River so as to aid their object, the President and Directors of said Corporation shall have power to dig, cleanse and remove obstructions from the Channel and the Bars of said River in all parts thereof, and shall have power to erect and build such Wharves, Peers, and Hedges in said River, or on the Banks thereof as they may judge necessary, they paying to the Owner or Owners of the Land where such Wharves may be erected such sum or sums as may be assessed by the County Court of the County where such Land may lie. Power to dig
and erect
wharves, &c.

6. That whenever the said Corporation shall have so far removed the obstructions in said River as to increase the present depth of Water between Hartford and Middletown and shall make the same more than six Feet in depth and of a suitable width, so as to enable Vessels to pass which are now obstructed, and shall obtain a Certificate thereof from the County Court of Hartford County, as is hereafter provided, it shall be lawful for the said Corporation, and they are hereby authorized to demand and receive from the Owner or Master of each and every Vessel, passing up or down the said River, the following Toll, viz. Time of receiving tolls.

For each Vessel which shall arrive at Hartford from Middle-

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Union Company.

Statement of
tolls.

town or below or depart therefrom for Middletown or below, and drawing

From Six to Six and half Feet of Water,	<i>Six Dollars.</i>
Six and half to Seven,	<i>Ten Dollars.</i>
Seven to Seven and half	<i>Fifteen Dollars.</i>
Seven and half to Eight	<i>Twenty Dollars.</i>
Eight to Eight and half	<i>Twenty-five Dollars</i>
Eight and half to Nine	<i>Thirty Dollars.</i>
Nine to Nine and half	<i>Thirty-four Dollars.</i>
Nine and half to Ten	<i>Thirty-eight Dollars</i>

For each Vessel which shall arrive at Glastenbury or Wethersfield from Middletown or below or shall depart from either of those Towns for Middletown or below drawing

From Six to Six and half Feet Water	<i>Five Dollars.</i>
Six and half to Seven	<i>Eight Dollars.</i>
Seven to Seven and half	<i>Twelve Dollars.</i>
Seven and half to Eight	<i>Sixteen Dollars.</i>
Eight to Eight and half	<i>Twenty Dollars.</i>
Eight and half to Nine	<i>Twenty-five Dollars.</i>
Nine to Nine and half	<i>Thirty Dollars.</i>
Nine and half to Ten	<i>Thirty-four Dollars.</i>

For each Vessel from or passing Middletown and arriving at Rocky-Hill or departing therefrom for Middletown or parts below drawing

From Six and half to Seven Feet Water,	<i>Six Dollars.</i>
Seven to Seven and half	<i>Eight Dollars.</i>
Seven and half to Eight	<i>Ten Dollars.</i>
Eight to Eight and half	<i>Twelve Dollars.</i>
Eight and half to Nine	<i>Fifteen Dollars.</i>
Nine to Nine and half	<i>Twenty Dollars.</i>
Nine and half to Ten	<i>Twenty-five Dolls.</i>

Payment of
tolls how en-
forced.

And the said Toll shall be payable at the port at which said Vessel shall arrive, or from which she shall depart, as aforesaid, by the Master or Commander thereof to such Person as the President and Directors shall appoint at such Port respectively to receive the same, in case of arrival within twenty-four Hours after arrival, and for departure the same shall be paid before departure on pain of forfeiting to and for the use of said Corporation, three times the amount of Toll which would be payable for such Vessel as aforesaid, to be recovered by action against the Master or Owner of such Vessel: *Provided nevertheless,* That no Vessel which shall pass up or down the River between Hartford, Wethersfield or Glastenbury and Middletown draw-

Proviso.

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ing not more than six Feet Water, or between Rockyhill and Middletown drawing not more than six and one half Feet Water shall be subject to toll.

7. That said Corporation shall not be entitled to receive said Toll untill they shall obtain a Certificate from the County Court for the County of Hartford that the obstructions to the Navigation of said River between Middletown and Hartford are so far removed, and the depth of Water increased, that upon a fair construction of this Act they are entitled to receive the same—and untill they shall have published such Certificate four Weeks in a Newspaper published in said Hartford; and the said Corporation shall have right to demand and receive such Toll according to the rates aforesaid for and during the term of fifteen Years from the time they shall have right to commence the same as aforesaid. And at the expiration of said fifteen Years, the said Corporation shall exhibit a full and just statement of their accounts, including their Receipts, Expenditures and Dividends, to the General Assembly of this State, and if it shall be found on adjustment of such account, that the receipts of Toll shall exceed the amount of twelve per cent upon the capital Stock of said Company, exclusive of the annual expences, the rate of Toll to be thereafter received, may in such case be reduced in proportion to such excess, and a regard to the gradual discharge of the capital Stock of said Corporation. And the said Corporation shall from time to time, and at least once in each year during said term of fifteen years, by their President and Directors, exhibit a just and fair statement of their accounts to the said County Court and have the same adjusted and settled by said Court. And this Act shall be and continue in force for and during the term of sixty years from and after the time when said Company shall have right to commence the Receipt of Toll as aforesaid.

Certificate to be obtained from C. Court.

Accounts to be exhibited to the General Assembly.

To be adjusted by C. Courts.

Limitation.

8. The President and Directors shall once in six months make such Dividend of the profits on income of said Toll, as they shall think proper, and at the time of such Dividend, the Books of the Company shall be balanced and open to the inspection of the Stockholders.

Dividends when made.

9. That John Caldwell and John Morgan are hereby authorized to open a subscription for the capital Stock of said Corporation in the city of Hartford, on the first day of January next, having given at least three weeks previous notice thereof in a Newspaper printed in Hartford and in Middletown; and in case

Subscription to be opened.

B b b b

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First meeting.

the amount of Shares subscribed on that day, shall exceed the number mentioned in this Act, the Shares of Stockholders exceeding Ten shall be reduced in proportion to the excess. And as soon as the amount of Shares shall have been subscribed, the said Caldwell and Morgan shall give notice as aforesaid, of the time and place of the first meeting of said Stockholders, to be by them appointed, at which meeting the said John Caldwell shall preside, and the Stockholders shall have power to choose Directors, a Treasurer and Clerk, who shall hold their Offices until the next annual meeting after such choice.

Proviso in case of damage to Fisheries.

Provided always, That in case any damage shall be done by said Company, in pursuance of the powers herein granted, to the Fisheries, or fishing ground in said River, the same shall be paid in the manner pointed out in the fifth paragraph.

HARTFORD:

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